PTO/SB/31 (08-03) Approved for use through 07/31/2006. OMB 0651-0031

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES			Docket Number (Optional) M4065.0112/P112-A		
	In re Application of Howard E. Rho				
		3-Conf. #5424			
	For MICROLEI	NS ARRAY W	ITH IMPROVED	FILL FACTOR	
	Art Unit		Examiner		
	2	823		K. D. Nguyen	
pplicant hereby appeals to the		s and Interference	ces from the last dec		
he fee for this Notice of Appea				\$ 330.00	
Applicant claims small enti above is reduced by half, a		.27. Therefore,	the fee shown	\$	
A check in the amount of the	ne fee is enclosed.				
Payment by credit card. For	orm PTO-2038 is attache	ed.			
The Director has already b I have enclosed a duplicate		fees in this app	lication to a Deposit	Account.	
The Director is hereby auth Deposit Account No. 0	norized to charge any fee 04-1073 I have en	•	•		
A petition for an extension	of time under 37 CFR 1.	136(a) (PTO/SB/	22) is enclosed.		
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am the			Ta		
applicant /inventor			Steel	<u> </u>	
assignee of record of th				Signature	
See 37 CFR 3.71. State is enclosed. (Form PTC	tement under 37 CFR 3.7	73 (b)	Thon	nas J. D'Amico	
is enclosed. (Form FT)	0/36/90)			or printed name	
attorney or agent of rec	ord.				
Registration number			(20)	0) 000 0000	
y atternay or agent acting .	under 27 CED 1 24(a)			2) 828-2232 phone number	
x attorney or agent acting u		29 271			
Registration number if actir	ng under 37 CFR 1.34(a).	28,371	rebri	uary 12, 2004 Date	
TE: Signatures of all the inventor		of the entire inter- see below*.	est or their representa		

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ork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Complete if Known **FEE TRANSMITTAL** 09/686,943-Conf. #5424 Application Number October 12, 2000 Filing Date for FY 2004 Howard E. Rhodes First Named Inventor Effective 10/01/2003, Patent fees are subject to annual revision. **Examiner Name** K. D. Nguyen Applicant claims small entity status. See 37 CFR 1.27 2823 Art Unit M4065.0112/P112-A Attorney Docket No. TOTAL AMOUNT OF PAYMENT (\$) 330.00 METHOD OF PAYMENT (check all that apply) FEE CALCULATION (continued) Money 3. ADDITIONAL FEES Check Х Other None Deposit Account: х Large Entity **Small Entity** Deposit 04-1073 Account Fee Description Code (\$) Code (\$) Fee Paid Deposit Dickstein Shapiro Morin & 1051 130 2051 65 Surcharge - late filing fee or oath Oshinsky LLP Surcharge - late provisional filing fee or cover Name 1052 50 2052 25 The Director is authorized to: (check all that apply) sheet. Charge fee(s) indicated below X Credit any overpayments 1053 1053 130 130 Non-English specification 1812 2,520 1812 2,520 For filing a request for ex parte reexamination Charge any additional fee(s) or any underpayment of fee(s) х Requesting publication of SIR prior to 920 1804 9201 1804 Charge fee(s) indicated below, except for the filing fee Requesting publication of SIR after to the above-identified deposit account 1805 1,840 1805 Examiner action **FEE CALCULATION** 1251 110 2251 55 Extension for reply within first month 1. BASIC FILING FEE 1252 420 2252 210 Extension for reply within second month Large Entity Small Entity 1253 950 2253 Extension for reply within third month Fee Fee Description Fee Paid Fee 1254 1.480 2254 Extension for reply within fourth month Code (\$) Code (\$) Utility filing fee 1001 770 2001 385 1255 2255 Extension for reply within fifth month 2002 170 Design filing fee 1401 2401 330.00 1002 340 330 165 Notice of Appeal 1003 530 2003 265 Plant filing fee 1402 330 2402 165 Filing a brief in support of an appeal 1004 770 2004 385 Reissue filing fee 1403 290 2403 Request for oral hearing Petition to institute a public use proceeding 1005 160 2005 80 Provisional filing fee 1451 1.510 1451 1.510 1452 110 2452 Petition to revive - unavoidable 55 SUBTOTAL (1) 0.00 1453 1.330 2453 665 Petition to revive - unintentional 1501 1,330 2501 665 Utility issue fee (or reissue) 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE 1502 480 2502 240 Design issue fee Fee Paid Claims below Total Claims 1503 640 2503 320 Plant issue fee Independent 1460 130 1460 130 Petitions to the Commissioner 50 1807 Processing fee under 37 CFR 1.17(q) 1807 50 Multiple Dependent 1806 180 1806 180 Submission of Information Disclosure Stmt Large Entity **Small Entity** Recording each patent assignment per Fee (\$) Fee Description 8021 40 8021 40 Code Code (\$) property (times number of properties) Filing a submission after final rejection 1202 2202 18 9 Claims in excess of 20 1809 770 2809 385 (37 CFR 1.129(a)) 1201 86 2201 43 Independent claims in excess of 3 For each additional invention to be 1810 770 2810 385 1203 290 2203 145 Multiple dependent claim, if not paid examined (37CFR 1.129(b)) 1204 86 2204 43 ** Reissue independent claims 1801 770 2801 385 Request for Continued Examination (RCE) over original patent Request for expedited examination 900 1802 900 1802 of a design application 1205 18 2205 Reissue claims in excess of 20 and over original patent Other fee (specify)

SUBMITTED BY	Y (Complete (if applicable))					
Name (Print/Type) Th	omas J. D'Amico		tration No. ney/Agent)	28,371	Telephone	(202) 828-2232
Signature	Ja			_	Date	February 12, 2004

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

330.00

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SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above